

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION**

EARL EUGENE BATES, JR.,

Plaintiff,

v.

JEFFERY CRONIN, *et al.*,

Defendants.

Case No. 5:24-cv-00604-ACA-SGC

MEMORANDUM OPINION

The magistrate judge entered a report on May 30, 2024, recommending the court dismiss this action without prejudice under 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief can be granted and deny the pending application to proceed *in forma pauperis* as moot. (Doc. 3). Although the magistrate judge advised the plaintiff of his right to file written objections within 14 days, the court has not received any objections. (*See id.* at 5).

Mr. Bates's failure to file specific objections waives any challenge to the proposed findings and recommendations. *See* 28 U.S.C. § 636(b)(1); 11th Cir. R. 3-1. In the light of the proposed findings, the court agrees with the proposed recommendation. The court therefore **ADOPTS** the report and **ACCEPTS** the recommendation. Consistent with that recommendation and 28 U.S.C. § 1915A(b), this action is due to be **DISMISSED WITHOUT PREJUDICE** under 28 U.S.C.

§ 1915A(b) for failing to state a claim upon which relief can be granted and the pending application to proceed *in forma pauperis* is due to be denied as moot.

A final judgment will be entered.

DONE and **ORDERED** this June 25, 2024.

A handwritten signature in black ink, appearing to read 'Annemarie', is positioned above a horizontal line.

ANNEMARIE CARNEY AXON
UNITED STATES DISTRICT JUDGE